UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MELVIN MEFFREY WADE, Petitioner-Appellant, v. DANIEL VASQUEZ, Warden of San Quentin; ATTORNEY GENERAL OF CALIFORNIA, Respondents-Appellees.	No. 90-56332 D.C. No. CV-89-0173-MLR ORDER

Before: CANBY, REINHART, and TROTT, Circuit Judges

The motion of the Attorney General for a decision within 60 days is denied. The motion in this case, which involves a first petition, is inconsistent with the duty of a reviewing court in a death penalty case "to give full and fair consideration to all of the issues presented in the case." In re Blodgett, 112 S.Ct. 674, 676 (1992).

Filed, February 7, 1994

AFFIDAVIT OF SERVICE BY MAIL

Attorney:

No: 94 _____
October Term, 1994

DANIEL E. LUNGREN
Attorney General of
the State of California
PAT ZAHAROPOULOS,
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In re ARTHUR CALDERON,
Warden of San Quentin
Prison and
DANIEL E. LUNGREN,
Attorney General of the
State of California

I, THE UNDERSIGNED, say: I am a citizen of the United States, am 18 years of age or over, employed in the County of San Diego in which County the below stated mailing occurred, and not a party to the subject cause, my business address being 110 West A Street, Suite 1100, San Diego, California 92186-5266.

I have served the within APPENDICES TO PETITION FOR WRIT OF MANDAMUS TO THE UNITED STATES SUPREME COURT OF APPEALS FOR THE NINTH CIRCUIT as follows: To William K. Suter, Clerk, Supreme Court of the United States, Washington, D.C. 20543, an original and forty (40) copies, of which a true and correct copy of the document filed in this cause is hereunto affixed; AND, by placing one copy in a separate envelope addressed for and to each addressee named as follows:

Michael R. Levine
Assistant Federal Defender
851 S.W. 6th Ave., Ste. 1375
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Joel Levine
Attorney at Law
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Donald J. Ayoob
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San Francisco, CA 94105

Each envelope was then sealed and with the postage prepaid deposited in the United States mail by me at San Diego, California, on the 1st day of March 1994.

There is a delivery service by United States Mail at each place so addressed or regular communication by United States Mail between the place of mailing and each place so addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California, March 1, 1994.

Anne Marie Buford
ANNE MARIE BUFORD

Subscribed and sworn to before me
this 1st day of March, 1994.

Michelle R. Renaud
Notary Public in and for said County and State

OFFICIAL SEAL
MICHELLE R. RENAUD
NOTARY PUBLIC-CALIFORNIA
COMMISSION # 977280
SAN DIEGO COUNTY
My Commission Exp. November 8, 1996